

Amendment No. 1 to HB0107

**Briley
Signature of Sponsor**

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 140*

House Bill No. 107

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 44-8-409, is amended by deleting the section in its entirety and substituting instead the following:

(a) A violation of § 44-8-408, shall be punished as provided in subsection (b) if the violation involves:

(1) A dog that was trained to fight, attack or kill or had been used to fight; or

(2) The owner of the dog violating § 44-8-408, knew of the dangerous nature of the dog and, prior to the violation of § 44-8-408, the dog had bitten one (1) or more people that resulted in serious bodily injury or death; or

(b) A violation of § 44-8-408, where one (1) or more of the factors set out in subsection (a) are present shall be punished as follows:

(1) A Class C misdemeanor if the dog running at large does not cause property damage, injury or death;

(2) A Class A misdemeanor if the dog running at large causes damage to the property of another.

(3) A Class E felony if the dog running at large causes bodily injury to another.

(4) A Class D felony if the dog running at large causes serious bodily injury to another;

(5) A Class C felony if the dog running at large causes the death of another.

SECTION 2. This act shall take effect July 1, 2007, the public welfare requiring it.

